

Message Text

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ACTION EUR-12

INFO OCT-01 ISO-00 CIAE-00 DODE-00 NSAE-00 NSCE-00 SSO-00

USIE-00 INRE-00 PM-03 INR-07 L-02 ACDA-05 PA-01

PRS-01 SP-02 TRSE-00 SAJ-01 SS-15 NSC-05 /055 W

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O R 242213Z APR 75

FM AMEMBASSY OTTAWA

TO SECSTATE WASHDC IMMEDIATE 6248

INFO USMISSION NATO

C O N F I D E N T I A L OTTAWA 1508

E.O. 11652: GDS

TAGS: MARR, CA

SUBJ: NORAD AGREEMENT

REF: OTTAWA 1493

1. EXTAFF DEFREL DIRECTOR MARSHALL CALLED EMBOFF TO
SUBMIT LANGUAGE FOR "UNILATERAL USE" CLAUSE (PARA 9 REFTTEL)
IN NORAD AGREEMENT. MARSHALL MADE POINT THAT GOC WOULD
STILL PREFER TO DEAL UNILATERALLY WITH ISSUE IN A
STATEMENT APART FROM THE AGREEMENT; HOWEVER, IN VIEW OF
PARLIAMENTARY COMMITTEE ATTENTION TO THIS POINT, MARSHALL
HAS SUGGESTED THAT OFFICIALS WOULD LIKE TO PROVIDE FOLLOWING
LANGUAGE TO CABINET TO CONSIDER FOR INSERTION IN THE
AGREEMENT SHOULD CABINET DECIDE THAT IT PREFERS SUCH INCLUSION:

"IN VIEW OF THE POSSIBILITY THAT SITUATIONS
MIGHT ARISE NOT INVOLVING A STRATEGIC ATTACK AGAINST
NORTH AMERICA BUT NEVERTHELESS INVOLVING THE VITAL
INTERESTS OF EITHER GOVERNMENT, EACH GOVERNMENT SHALL,
NOTWITHSTANDING THE OTHER PROVISIONS OF THIS AGREEMENT,
RETAIN FOR PURPOSES OF ITS OWN DEFENSE THE FREEDOM TO
TAKE MEASURES, AT HOME OR ABROAD, NOT INCONSISTENT WITH
THE SOVEREIGNTY OF THE OTHER. SUCH MEASURES WOULD INCLUDE
THE EMPLOYMENT UNDER NATIONAL CONTROL OF FORCES OTHERWISE
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UNDER THE OPERATIONAL CONTROL OF CINCNORAD. IN THE EVENT

SUCH FORCES ARE SO EMPLOYED THE OTHER GOVERNMENT WILL BE INFORMED IMMEDIATELY OF THE ACTION TAKEN AND WILL BE FREE TO ENSURE THAT THOSE OF ITS PERSONNEL AND FORCES UNDER THE OPERATIONAL CONTROL OF CINCNORAD DO NOT BECOME INVOLVED IN SUCH ACTION".

2. MARHSALL DELETED FROM US DRAFT FINAL SENTENCE: "IN THE CIRCUMSTANCES ENVI AGED ABOVE EACH GOVERNMENT SHALL BE ENTITLED TO MAKE USE OF NORAD COMMAND AND CONTROL FACILITIES TO THE EXTENT NECESSARY FOR THE EFFECTIVE EMPLOYMENT OF ITS FORCES." MARHSALL ARGUED THAT FROM CANADIAN POINT OF VIEW THIS LANGUAGE SOMEWHAT INCONGROUS SINCE CANADA COULD NOT ENVISION SITUATION WHERE CANADA TOOK OVER COLORADO SPRINGS HEADQUARTERS FOR ITS OWN USE. HOWEVER, HE UNDERSTOOD THAT THIS COULD BE IMPORTANT IN REVERSE SITUATION AND THUS IF US INSISTS, CANADA WOULD GO ALONG WITH INCLUSION OF THIS FINAL SENTENCE.

3. PLEASE ADVISE ASAP WHETHER THIS LANGUAGE ACCEPTABLE TO US SHOULD CABINET DECIDE TO INCLUDE IT IN AGREEMENT.
PORTER

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